

b. For a serious misdemeanor, imprisonment not to exceed one year, or a fine not to exceed one thousand dollars, or both.

2. When a person is convicted of an aggravated misdemeanor, and a specific penalty is not provided for, the maximum penalty shall be imprisonment not to exceed two years, or a fine not to exceed five thousand dollars, or both. When a judgment of conviction of an aggravated misdemeanor is entered against any person and the court imposes a sentence of confinement for a period of more than one year the term shall be an indeterminate term.

Sec. 3. Section 2 of this Act amending section 903.1 of the Code, takes effect July 1, 1983, but also applies retroactively to January 1, 1978.

Approved June 7, 1983

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## CHAPTER 184

### PROGRAMS FOR MATHEMATICS, SCIENCE AND FOREIGN LANGUAGE EDUCATION

*H.F. 532*

**AN ACT** to provide for the establishment of programs relating to science, mathematics, and foreign languages, and to make an appropriation.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. **NEW SECTION. 257.31 SOFTWARE CLEARINGHOUSE.**

1. The state board of public instruction under its authority granted in section 257.10, subsection 14, shall establish a computer software clearinghouse for instructional purposes to perform the following services for school districts, area education agencies, and merged area schools in this state:

- a. Acquire computer programs based upon curricular needs of educational agencies.
- b. Evaluate computer programs as to their appropriateness to educational programs used in this state.
- c. Catalog and organize computer programs.
- d. Reproduce and distribute computer programs.
- e. Provide for the development of appropriate educational materials to accompany the computer programs.

2. The state board shall establish a committee to coordinate the activities of the clearinghouse. The members of the committee shall meet as often as necessary to accomplish their duties and shall receive reimbursement for travel and necessary expenses from funds appropriated in this section.

The committee may negotiate agreements with public and private agencies in order to perform the services listed in subsection 1 and may charge users of the services listed in subsection 1 reproduction costs and other costs associated with the services.

3. There is appropriated from the general fund of the state to the department of public instruction, for the fiscal year beginning July 1, 1984 and each fiscal year thereafter, the sum of

two hundred fifty thousand (250,000) dollars, or so much thereof as is necessary, to fund the computer software clearinghouse.

Sec. 2. NEW SECTION. 261.5 GUARANTEED LOAN PAYMENT PROGRAM. There is established a guaranteed student loan payment program to be administered by the commission. An individual who meets all of the following conditions is eligible for reimbursement payments under the program if the individual:

1. Is a teacher employed on a full-time basis under sections 279.13 through 279.19 in a school district in this state or is a teacher in an approved nonpublic school in this state.
2. Has an outstanding debt with an eligible lender under the Iowa guaranteed student loan program as of the beginning of a school year.
3. Has never defaulted on a loan guaranteed by the commission or by the federal government.
4. Teaches one or more of the following during that school year:
  - a. A sequential mathematics course at the advanced algebra level or higher.
  - b. A chemistry, advanced chemistry, physics or advanced physics course.
5. Graduated from college after January 1, 1983 with a major in mathematics or science.

The commission shall adopt rules under chapter 17A to provide for the administration of this program.

There is appropriated from the general fund of the state to the Iowa college aid commission, the sum of thirty thousand (30,000) dollars, or as much thereof as is necessary, for the fiscal year beginning July 1, 1983, and the sum of sixty thousand (60,000) dollars, or as much thereof as is necessary, for the fiscal year beginning July 1, 1984 and each succeeding fiscal year, to make the reimbursement payments required under this section.

Maximum annual reimbursement payments to an eligible teacher for loan repayments made during a school year shall be equal to one thousand dollars or the remainder of a loan, whichever is less. Total payments for an eligible teacher shall not exceed six thousand dollars. If a teacher fails to complete a year of instruction in a course listed in subsection 4, the teacher shall not be reimbursed for loan repayments made during that school year.

Sec. 3. Section 442.39, Code 1983, is amended by adding the following new subsection:

NEW SUBSECTION. 3A. For the school year beginning July 1, 1983 and succeeding school years, a school district receiving additional funds under subsection 2 for its pupils at the ninth grade level and above that are enrolled in sequential mathematics courses at the advanced algebra level and above; chemistry, advanced chemistry, physics or advanced physics courses; or foreign language courses at the second year level and above shall have an additional weighting of one pupil added to its total.

Sec. 4. NEW SECTION. 442.44 APPROPRIATION FOR SPECIAL COURSES. The state comptroller shall pay to each school district in this state an amount equal to fifty dollars times the sum of the number of pupils enrolled for the entire school year on a full-time equivalent basis in foreign language courses at the first-year level and twenty-five dollars times the sum of the number of pupils enrolled for the entire school year on a full-time equivalent basis in sequential mathematics courses at the advanced algebra level and above and in chemistry, advanced chemistry, physics and advanced physics courses.

Payment for a budget year shall be determined on the basis of the full-time equivalent enrollment in the courses for the base year.

The department of public instruction shall adopt rules under chapter 17A to carry out this section.

For the school year beginning July 1, 1984 and each succeeding school year, there is appropriated from the general fund of the state to the state comptroller an amount sufficient to make the payments to school districts required by this section. Moneys received by a school

district under this section are miscellaneous income. Moneys received by a school district for pupils enrolled in science and mathematics courses shall be used only for purchase of equipment and supplies.

Sec. 5. Section 261.2, Code 1983, is amended by adding the following new subsection:

NEW SUBSECTION. Prepare and administer the Iowa science and mathematics loan program under this chapter.

Sec. 6. NEW SECTION. 261.28 SCIENCE AND MATHEMATICS LOAN PROGRAM. The Iowa science and mathematics loan program is established to be administered by the commission. The purpose of the loan program is to assist teachers to obtain or to upgrade their teaching authorization in the areas of science or mathematics. The commission shall adopt rules under chapter 17A, in consultation with the board of educational examiners, to administer the program. The rules shall provide that loans not be granted to teachers for the purpose of improving their knowledge of subject content or teaching skills in order to teach courses in subject matter areas for which they possess approval granted by the board of educational examiners. The rules shall also provide that priority for loans be given to teachers possessing minimal qualifications for teaching science or mathematics.

Sec. 7. NEW SECTION. 261.29 LOANS TO TEACHERS. Loans may be granted only to a person possessing a valid teacher's certificate issued under chapter 260. The annual amount of a loan to a teacher enrolled as a full-time student shall not exceed one thousand dollars for the fiscal year beginning July 1, 1983 and one thousand five hundred dollars for each succeeding fiscal year, or the total amount of tuition and fees, whichever is less. The annual amount of a loan to a teacher enrolled on at least a half-time basis shall not exceed five hundred dollars for the fiscal year beginning July 1, 1983 and seven hundred fifty dollars for each succeeding fiscal year, or the total amount of tuition and fees, whichever is less. Loans may be made for courses in programs offered in this state and approved by the board of educational examiners. The board of educational examiners shall adopt rules pursuant to chapter 17A for approval of programs. The rules shall require that the programs provide training in both subject content and teaching methodology for mathematics and science teaching.

The commission shall set a final date for submission of applications each year and shall review the applications and inform the recipients within a reasonable time after the deadline.

Sec. 8. NEW SECTION. 261.30 APPROPRIATIONS. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year beginning July 1, 1983 the sum of forty thousand (40,000) dollars, or as much thereof as is necessary, and for each succeeding fiscal year, the sum of one hundred forty thousand (140,000) dollars, or as much thereof as is necessary, to make loans under sections 261.28 and 261.29.

Sec. 9. NEW SECTION. 261.31 REPAYMENT. Repayment of the loan shall begin one year after the teacher completes the educational program for which tuition and fees are received. If a teacher submits evidence to the commission that the teacher was employed as a teacher of one or more science or mathematics courses or as an elementary teacher teaching science and mathematics in a public school district or nonpublic school in this state during that year, fifty percent of the amount of the loan is canceled.

At the end of the second year, if the teaching requirements are met, the remainder of the loan is forgiven and payments made by that teacher during the year shall be refunded to the teacher.

There is created a science and mathematics loan repayment fund for deposit of payments made by teachers. Refunds of payments by teachers shall be paid by the commission to the teachers from the fund created in this section. Payments made by teachers that are not refunded shall be transferred on each June 30 from the fund created in this section to the general fund of the state.

The interest rate collected on the loan shall be equal to the interest rate being collected by an eligible lender under the guaranteed student loan program.

The commission shall prescribe by rule the terms of repayment which shall provide for monthly payments of principal and interest of not less than seventy-five dollars.

Sec. 10. **NEW SECTION. 257.27 PROGRAMS FOR IMPROVEMENT OF SCIENCE AND MATHEMATICS TEACHING.** The department shall provide for the establishment of programs, approved by the board of educational examiners, for teachers to improve skills in teaching in the science and mathematics areas. Each program shall provide assistance to teachers in subject content and teaching methodology for science or mathematics.

The programs may be established through an area education agency or public or private institution of higher education in this state.

There is appropriated from the general fund of the state to the department of public instruction for the fiscal year beginning July 1, 1983, the sum of forty thousand (40,000) dollars or as much thereof as is necessary, and for the fiscal year beginning July 1, 1984, and each succeeding fiscal year, the sum of one hundred forty thousand (140,000) dollars, or as much thereof as is necessary, to be allocated for the establishment of programs under this section.

Sec. 11. Section 261.2, Code 1983, is amended by adding the following new subsection:

**NEW SUBSECTION.** Administer the supplemental grant program under this chapter.

Sec. 12. **NEW SECTION. 261.32 SUPPLEMENTAL GRANT PROGRAM.** A person who graduates from a public or nonpublic high school in this state after January 1, 1984 who has successfully completed at least seven units of science and mathematics courses, and at least three of the seven units include sequential mathematics courses at the advanced algebra level or higher, chemistry, advanced chemistry, physics, or advanced physics courses, and who attends an eligible institution is eligible for a supplemental grant provided in this chapter.

The department of public instruction shall transmit to the commission a list of high school graduates who have successfully completed the courses required in this section.

For the purpose of this section and section 261.33, an eligible institution is an accredited private institution as defined in section 261.9, subsection 5, an institution of higher learning under the state board of regents, or a merged area school established under chapter 280A.

Sec. 13. **NEW SECTION. 261.33 PAYMENT OF GRANTS.** A student meeting the requirements of section 261.32 may make application to the commission, on forms prescribed by the commission, for payment of a supplemental grant to an eligible institution in which the student is enrolled on a full-time basis. The maximum supplemental grant is five hundred dollars per year. Payment under the grant shall be allocated equally among the semesters or trimesters and shall be paid at the beginning of each semester or trimester upon certification by the eligible institution that the student is admitted as a full-time student and in attendance. If the student discontinues attendance before the end of a semester or trimester after receiving payment under the grant, the amount of refund due the student, up to the amount of payment under the grant, shall be paid by the eligible institution to the state.

An eligible student may receive a supplemental grant for two semesters of undergraduate study or the trimester equivalent.

The amount of a supplemental grant to a student shall not be considered when determining financial need under the Iowa tuition grant and Iowa scholarship programs.

Sec. 14. **NEW SECTION. 261.34 APPROPRIATION.** Commencing July 1, 1984, there is appropriated from the general fund of the state to the commission for each fiscal year the sum of one million five hundred thousand (1,500,000) dollars for supplemental grants.

Sec. 15. This Act, being deemed of immediate importance, takes effect from and after its publication in the Waterloo Courier, a newspaper published in Waterloo, Iowa, and in the LeMars Daily Sentinel, a newspaper published in LeMars, Iowa.

Approved June 8, 1983

I hereby certify that the foregoing Act, House File 532 was published in the LeMars Daily Sentinel, LeMars, Iowa on June 14, 1983 and in the Waterloo Courier, Waterloo, Iowa on June 13, 1983.

MARY JANE ODELL, *Secretary of State*

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**CHAPTER 185**  
**FUNDS AVAILABLE FOR SCHOOL DISTRICTS**  
*H.F. 562*

**AN ACT** relating to funds available to school districts.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 32.2, Code 1983, is amended to read as follows:

32.2 ACTIONS FOR PENALTY. ~~Such~~ The action or suit may be brought by and in the name of the state, on the relation of any a citizen thereof of the state, and ~~such the~~ penalty, when collected, less the reasonable cost and expense of action or suit and recovery, to be certified by the clerk of the district court of the county in which the offense is committed, shall be paid into the county treasury for the benefit of the school fund to the treasurer of state for deposit in the general fund of the state, and two or more penalties may be sued for and recovered in the same action or suit.

Sec. 2. Section 99.30, Code 1983, is amended to read as follows:

99.30 APPLICATION OF TAX. ~~The said tax collected shall be applied in payment of any toward the deficiency in the payment of costs of the action and abatement on behalf of the state to the extent of such deficiency which exist after the application thereto of the proceeds of the sale of personal property as hereinbefore provided, and the.~~ The remainder of said the tax together with the unexpended portion of the proceeds of the sale of personal property shall be distributed to the temporary school fund of the county paid to the treasurer of state for deposit in the general fund of the state, except that ten percent of the amount of the whole tax collected and of the whole proceeds of the sale of ~~said the~~ personal property, as provided in this chapter, shall be paid by the treasurer to the attorney representing the state in the injunction action, at the time of final judgment.

Sec. 3. Section 127.21, Code 1983, is amended to read as follows: